



92/STE/
3737
PATENT
Customer No. 22,852
Attorney Docket No. 5725.1012-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gilles RUBINSTENN

Application No.: 10/024,651

Filed: December 21, 2001

For: IMAGE CAPTURE METHOD

) **Notice of Allowance Mailed:**

) November 19, 2004

)

) Group Art Unit: 3737

)

) Examiner: Smith, Ruth S.

)

)

) Confirmation No.: 2641

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement (IDS) supplements the IDS filed on March 25, 2003. This IDS is being filed after a Notice of Allowance but before payment of the issue fee and is accompanied by a fee payment of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e).

Each document listed in this IDS was first cited in a communication from the European Patent Office in a counterpart foreign application, and this IDS is being filed within three months of the mailing date of that communication.

02/04/2005 SDENBOB1 00000017 10024651

01 FC:1806

180.00 OP

Copies of the listed foreign and non-patent literature documents are attached. A copy of a European Search Report issued by the European Patent Office, in a counterpart application, citing the listed documents is also attached.

Applicant requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

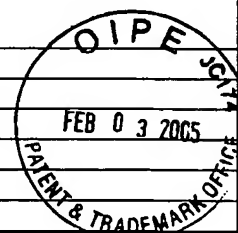
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 3, 2005

By: 
Frank A. Italiano
Reg. No. 53,056

IDS Form PTÖ/SB/08: Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>			Complete if Known		
			Application Number	10/024,651	
			Filing Date	December 21, 2001	
			First Named Inventor	Gilles RUBINSTENN	
			Art Unit	3737	
			Examiner Name	Smith, Ruth S.	
			Attorney Docket Number	5725.1012-00	
Sheet	1	of	1		



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-4,911,544	03/27/1990	Walsh	
		US-			
		US-			
		US-			
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 98/37811	09/03/1998	Gutkowicz-Krusin et al.		
		WO 94/26057	11/10/1994	Ager et al.		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		"EZ200 Digital Camera User's Guide", Eastman Kodak Company, 'Online! 2000, XP002303888, Rochester, Retrieved from the Internet: URL: http://www.kodak.com/global/plugins/acrobat/en/service/digCam/ez200/manual/ez200us.pdf retrieved on 2004-11-04!	
		Jaspers S. et al., "Rapid in vivo measurement of the topography of human skin by active image triangulation using a digital micromirror device", Skin Research and Technology, Munksgaard, Copenhagen, DK, Vol. 5, 1999, pp. 195-207, XP001119021, ISSN: 0909-752X	

Examiner Signature	Date Considered	
--------------------	-----------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.